

House Bill 1437

By: Representatives Smith of the 131<sup>st</sup>, Meadows of the 5<sup>th</sup>, and Murphy of the 120<sup>th</sup>

A BILL TO BE ENTITLED  
AN ACT

1 To amend Code Section 33-1-2 of the Official Code of Georgia Annotated, relating to  
2 definitions affecting insurance generally, so as to provide a definition of an actual charge;  
3 to provide for legislative intent and declarations; to provide an effective date; to repeal  
4 conflicting laws; and for other purposes.

5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

6 **SECTION 1.**

7 Code Section 33-1-2 of the Official Code of Georgia Annotated, relating to definitions  
8 affecting insurance generally, is amended by inserting prior to paragraph (1) the following  
9 paragraph, to be designated as paragraph (.1), to read as follows:

10 "(.1) 'Actual charge' or 'actual fee,' when used in an individual or group specified disease  
11 insurance policy, means the amount actually paid by or on behalf of an insured person  
12 and accepted by a health care provider or other designated person for the goods or  
13 services provided."

14 **SECTION 2.**

15 The General Assembly finds and declares that the provisions of Section 1 of this Act are  
16 intended to clarify the current correct interpretation of the defined term and to remove  
17 previously encountered ambiguities for instances in which the particular insurance policy  
18 does not otherwise contain a definition.

19 **SECTION 3.**

20 This Act shall become effective upon its approval by the Governor or upon its becoming law  
21 without such approval.

22 **SECTION 4.**

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- 1 All laws and parts of laws in conflict with this Act are repealed.